



PATENT
Attorney Docket No. 240.1PCD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Tomas Cihlar

Serial No.: 10/086,816

Group No.: 1646

Filed: February 28, 2002

Examiner: Joseph F. Murphy

For: NOVEL GENE ENCODING ORGANIC ANION TRANSPORTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is

- a small entity - verified statement:
- attached.
- already filed.
- other than a small entity.

CERTIFICATE OF MAILING (37 CFR 1.8 (a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Sushma S. Brady

(Type or print name of person mailing paper)

Date: May 14, 2004

Sushma S. Brady
(Signature of person mailing paper)

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EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply

- (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17 (a)-(d)) for the total number of months checked below:

	Extension <u>(months)</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/>	one month	\$110.00	\$55.00
<input checked="" type="checkbox"/>	two months	\$420.00	\$210.00
<input type="checkbox"/>	three months	\$950.00	\$475.00
<input type="checkbox"/>	four months	\$1,480.00	\$740.00
		Fee \$	<u>420.00</u>

If an additional extension of time is required please consider this a petition therefor.

An extension for _____ months has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____

OR

- (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 CFR 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY	OTHER THAN A SMALL ENTITY
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE OR RATE ADDIT. FEE
TOTAL * 2	MINUS ** 20	= 0	X9= \$	X18=
INDEP. * 1	MINUS ***	12	= 0	X39= \$ X78=
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			+130= \$	+260=

TOTAL \$	OR	TOTAL ADDIT. FEE
ADDIT. FEE		\$.00

(c) No additional fee for claims is required.
OR

(d) Total additional fee for claims required \$ _____

FEE PAYMENT

5. Attached is a check in the sum of \$ _____

Charge Account No. 07-1250 the sum of \$ 420.00

A duplicate of this request is attached.

FEE DEFICIENCY

6. If any additional extension and/or fee is required, charge Account No. 07-1250

Reg. No. 35,071


SIGNATURE OF ATTORNEY

Tel. No.: (650) 522-5569

Mark L. Bosse
Type or print name of attorney

Gilead Sciences, Inc.
333 Lakeside Drive
P.O. Address

Foster City, CA 94404



I hereby declare that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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\$
JCB

Sushma S. Brady

(Type or print name of person mailing paper)

Date: May 14, 2004

Sushma S. Brady

(Signature of person mailing paper)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

) Group Art Unit: 1646
)

Tomas Cihlar

) Attorney Docket No. 240.1PCD
)

Serial No: 10/086,816

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Filed: February 28, 2002

)
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Title: NOVEL GENE ENCODING

)

ORGANIC ANION TRANSPORTER

)

REPLY AND AMENDMENT UNDER 37 CFR 1.111

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This reply and amendment is responsive to the Office Action mailed December 16, 2003. A Request for Two Month Extension of Time accompanies this response, whereby the due date is May 16, 2004. Claims 8, 9, 15, 16 and 19 are pending. Please amend the application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims begin on page 3 of this paper.

Remarks begin on page 4 of this paper.